

**BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA**

DOCKET NO. 2008-447-EG

In the Matter of:

Petition to Establish Docket to Consider
Implementing the Requirements of:

Section 1307 (State Consideration of
Smart Grid) and Section 532 (Energy
Efficiency Programs) of the Energy
Independence & Security Act of 2007

**PETITION TO INTERVENE OF
PIEDMONT NATURAL GAS
COMPANY, INC.**

Piedmont Natural Gas Company, Inc. ("Piedmont"), through counsel and pursuant to Rule 103.836 of the Rules and Regulations of the Public Service Commission of South Carolina Commission ("Commission"), respectfully requests the Commission to enter an order permitting Piedmont to intervene and participate in the above-captioned proceeding. In support of its Petition to Intervene, Piedmont shows the Commission the following:

1. Any notices or other communications with respect to this Petition should be sent to:

Jane Lewis-Raymond
Vice President & General Counsel
Piedmont Natural Gas Company, Inc.
Post Office Box 33068
Charlotte, NC 28233
Telephone: 704-731-4261
Email: jane.lewis-raymond@piedmontng.com

And

Scott M. Tyler
Moore & Van Allen PLLC
100 North Tryon Street, Suite 4700
Charlotte, NC 28202-4003
Telephone: 704-331-21463
Email: scotttyler@mvalaw.com

2. Piedmont is incorporated under the laws of the state of North Carolina and is duly authorized by its Articles of Incorporation to engage in the business of transporting, distributing

and selling natural gas. It is duly domesticated and is engaged in conducting the business above mentioned in the states of South Carolina, North Carolina and Tennessee. Piedmont is a public utility under the laws of this State, and its public utility operations in South Carolina are subject to the jurisdiction of this Commission.

3. On February 20, 2009, The South Carolina Office of Regulatory Staff (ORS) filed an amended petition requesting that the Commission convene a docketed proceeding to consider matters as required by Section 1307 of the Energy Independence & Security Act of 2007 ("EISA 2007"). Section 532(b) requires each natural gas utility to integrate energy efficiency resources into the plans and planning processes of the natural gas utility and to adopt policies that establish energy efficiency as a priority resource in the plans and planning processes of the natural gas utility. Further, the rates allowed to be charged by a natural gas utility shall align utility incentives with the deployment of cost-effective energy efficiency.

4. Piedmont is a regulated natural gas public utility in South Carolina potentially subject to the requirements of Section 532 of EISA 2007. Piedmont also competes with providers of electric service in the residential commercial and industrial markets in South Carolina. As such, Piedmont is potentially impacted in its business based on the number and types of energy efficiency programs implemented by electric utilities pursuant to EISA 2007.

5. Based on these facts, Piedmont has a valid and substantial interest in this proceeding. This interest cannot be adequately represented by other parties to this proceeding.

WHEREFORE, based on the foregoing, Piedmont respectfully requests that the Commission issue an order allowing it to intervene and fully participate in future proceedings in the above-captioned proceeding.

Respectfully submitted, this the 29th day of April, 2009.

Piedmont Natural Gas Company, Inc.

s/Scott M. Tyler

Scott M. Tyler

OF COUNSEL:

Scott M. Tyler
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100 North Tryon Street, Suite 4700
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Telephone: 704-331-21463
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the attached *Motion to Intervene of Piedmont Natural Gas Company, Inc.* in the State of South Carolina is being served this date via UPS Overnight (5 copies) upon:

Nanette S. Edwards
Shannon Bowyer Hudson
Office of Regulatory Staff
1401 Main Street
Suite 900
Columbia, South Carolina 29201

And that a copy of the attached *Motion to Intervene of Piedmont Natural Gas Company, Inc.* is being served this date via U.S. Mail upon:

Len S. Anthony, Counsel Progress Energy Carolinas, Inc. P.O. Box 1551 Raleigh, NC 27602	Rick D. Chamberlain, JD, CPA Behrens, Taylor, Wheeler and Chamberlain 6 NE 63 rd , Suite 400 Oklahoma City, OK 73105
Damon E. Xenopoulos, Esquire Brickfield Burchette Ritts & Stone, PC 1025 Thomas Jefferson Street, NW 8 th Floor – West Tower Washington, DC 20007	E. Wade Mullins, III, Counsel Bruner Powell Robbins Wall & Mullins, LLC P.O. Box 61110 Columbia, SC 29260
Joey R. Floyd, Counsel Bruner, Powell, Robbins, Wall & Mullins, LLC P.O. Box 61110 Columbia, SC 29260	Catherine E. Heigel Associate General Counsel Duke Energy Carolinas, LLC P.O. Box 1006, EC03T Charlotte, NC 28201-1066
Thomas L. Moses, Counsel Monahan and Moses, LLC 13-B West Washington Street Greenville, SC 29601	Ken Baker Senior Manager of Sustainable Regulation Sam Walton Development Complex Department 9566 2001 SE 10 th Street Bentonville, AR 72716-0550
K. Chad Burgess, Senior Counsel South Carolina Electric and Gas Company 1426 Main Street, MC 130 Columbia, SC 29201	

This the 29th day of April, 2009.

s/ Scott M. Tyler
Scott M. Tyler